

AMENDED IN ASSEMBLY JUNE 5, 2014

SENATE BILL

No. 946

Introduced by Senator Huff

February 5, 2014

An act to amend Section 4730.65 of the Health and Safety Code, relating to community facilities.

LEGISLATIVE COUNSEL'S DIGEST

SB 946, as amended, Huff. Community facilities: ~~consolidated sanitation district.~~ *Orange County Sanitation District.*

Under the Community Facilities Law of 1911, the governing body of a consolidated sanitation district located in Orange County, which *County that* has been formed under specified circumstances, ~~is composed of now known as the Orange County Sanitation District, includes, among other persons,~~ one member of the city council of each city located wholly or partially within the district's boundaries, ~~as specified, one member of the county board of supervisors, one member of the governing body of each sanitary district, as specified, and one member of the governing body of a public agency empowered to and engaged in the collection, transportation, treatment, or disposal of sewage, as specified.~~

This bill would revise the governing body of a ~~consolidated sanitation district located in the~~ *Orange County Sanitation District* to instead include one member of the city council of each city, except the City of Yorba Linda, as specified, ~~one member of the county board of supervisors, one member of the governing body of each sanitary district, as specified, one member of the governing body of a public agency empowered to and engaged in the collection, transportation, treatment,~~

or disposal of sewage, as specified, and one member of the governing body of the Yorba Linda Water District.

This bill would make legislative findings and declarations as to the necessity of a special statute for the ~~consolidated sanitation district in~~ Orange County *Sanitation District*, the City of Yorba Linda, and the Yorba Linda Water District.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 4730.65 of the Health and Safety Code
2 is amended to read:

3 4730.65. (a) Notwithstanding Sections 4730,~~4730.1~~ 4730.1,
4 and 4730.2, or any other provision of law, a sanitation district in
5 Orange County, that has been created by the consolidation,
6 pursuant to the Cortese-Knox-Hertzberg Local Government
7 Reorganization Act of 2000 (Division 3 (commencing with Section
8 56000) of Title 5 of the Government Code), of one or more
9 sanitation districts, originally established pursuant to Section 4730,
10 and one or more sanitation districts, originally established pursuant
11 to Section 4730.1, shall be referred to, for purposes of this section
12 only, as a consolidated sanitation district and the governing body
13 shall be constituted in accordance with subdivision (b).

14 (b) ~~The law, the~~ governing body of the consolidated sanitation
15 district *Orange County Sanitation District* shall be a board of
16 directors composed of all of the following:

17 (1) One member of the city council of each city located wholly
18 or partially within the district's boundaries, except the City of
19 Yorba Linda, provided, however, a city within the consolidated
20 district, *Orange County Sanitation District*, the sewered portion
21 of which city lies entirely within another sanitary district, shall
22 have no representation on the board.

23 (2) One member of the county board of supervisors.

24 (3) One member of the governing body of each sanitary district,
25 the whole or part of which is included in the consolidated sanitation
26 district, *Orange County Sanitation District*.

27 (4) One member of the governing body of a public agency
28 empowered to and engaged in the collection, transportation,
29 treatment, or disposal of sewage and which was a member agency

1 of a sanitation district consolidated into a consolidated sanitation
2 district, *the Orange County Sanitation District*.

3 (5) One member of the governing body of the Yorba Linda
4 Water District.

5 (e)

6 (b) The governing body of the county and each city, sanitary
7 district, and public agency that is a member agency having a
8 representative on the board of directors of the consolidated
9 sanitation district, *Orange County Sanitation District*, may
10 designate one of its members to act in the place of its regular
11 member in his or her absence or his or her inability to act.

12 (d)

13 (c) No action shall be taken at any meeting of the consolidated
14 district's *Orange County Sanitation District's* board of directors
15 unless a majority of all authorized members of the board of
16 directors is in attendance.

17 (e)

18 (d) A majority of the members of the board of directors present
19 shall be required to approve or otherwise act on any matter except
20 as otherwise required by law.

21 SEC. 2. The Legislature finds and declares that a special law
22 is necessary and that a general law cannot be made applicable
23 within the meaning of Section 16 of Article IV of the California
24 Constitution because of the special circumstances surrounding the
25 change in composition of the governing body of the consolidated
26 sanitation district in *Orange County Sanitation District* resulting
27 from the transfer of sanitation duties from the City of Yorba Linda
28 to the Yorba Linda Water District.